IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL REVISION APPLICATION No. 851 of 1998
With
CIVIL APPLICATION - FOR VACATING STAY No. 7755 of 2001
In CIVIL REVISION APPLICATION No. 851 of 1998

For Approval and Signature:

HON'BLE MR.JUSTICE A.M.KAPADIA

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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LAKHIBEN PUNAJABHAI KESHWALA - Applicant(s)

Versus

NAGAJAN PUNJABHAI KESHWALA & 3 - Opponent(s)

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Appearance :
MR SANDEEP N BHATT for Petitioner No(s).: 1.

RULE NOT RECD BACK for Respondent No(s).: 1, 3,4.
MR PH PATHAK for Respondent No(s).: 2.
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CORAM : HON'BLE MR.JUSTICE A.M.KAPADIA

Date : 18/07/2005

ORAL JUDGMENT

1. Having heard Mr. Sandeep N. Bhatt, learned advocate for the petitioner and having perused the impugned order, according to

this Court, this revision application filed under Section 115 of the Code of Civil Procedure ('the Code' for short) in view of the amendment made in Section 115 of the Code is not maintainable against the interlocutory order. Hence, the revision application is rejected with no order as to costs. Rule is discharged.

2. In view of the order passed in CRA No.851 of 1998, this application not does not survive and hence it is rejected with no order as to costs. Rule is discharged. Interim relief granted earlier stands vacated.

(A.M. Kapadia, J.)

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(karan)